

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

MSKP OAK GROVE, LLC,

Plaintiff,

v.

CAROL VENUTO, individually and
as executrix of the Estate of
RALPH A. VENUTO, Sr., et al.,

Defendants.

HONORABLE JEROME B. SIMANDLE

Civil Action
No. 10-6465 (JBS/JS)

ORDER

This matter having come before the Court on Defendants' motion for judgment on the pleadings as to Count IV of the Second Amended Complaint [Docket Item 148], Defendants' motion in limine to exclude Plaintiff's expert, Shelley Brown, as an expert witness pursuant to Fed. R. Evid. 702 and Daubert [Docket Item 150], Plaintiff's motion to enjoin proceedings currently pending in the Superior Court of New Jersey [Docket Item 161], and cross-motions for summary judgment by Plaintiff and by Defendants [Docket Items 178 & 187]; the Court having considered the submissions of the parties; for the reasons explained in the Opinion of today's date; and for good cause shown;

IT IS this 29th day of June 2016, hereby

ORDERED that Defendants' motion for judgment on the pleadings is DENIED; and it is further

ORDERED that Defendants' motion to exclude Plaintiff's expert, Shelley Brown, is DENIED; and it is further

ORDERED that Plaintiff's motion to enjoin proceedings in the Superior Court of New Jersey is DENIED; and it is further

ORDERED that the parties' cross-motions for summary judgment are DENIED.

s/ Jerome B. Simandle
JEROME B. SIMANDLE
Chief U.S. District Judge